

#8



MVIEW.001A2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Williams et al.)
App. No. : 09/370,084)
Filed : August 6, 1999)
For : PEG-URATE OXIDASE)
CONJUGATES AND USE THEREOF)
Examiner : Unknown)
)
)
)
)

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventor(s) to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, Customer No. 20,995, as its attorneys with full power of substitution and

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revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

Mountain View Pharmaceuticals

Dated: November 17, 1999

By: Merry R. Sherman
Merry R. Sherman

Title: President

Address: 3475-S Edison Way
Menlo Park, CA 94025

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092799

ASSIGNMENT

WHEREAS, We, Michael S. Hershfield, M.D., a United States Citizen, residing at 4019 Bristol Road, Durham, NC 27707; Susan J. Kelly, Ph.D., a United States citizen, residing at 8104 Lair Court, Chapel Hill, NC 27516; have invented certain new and useful improvements in a PEG-URATE OXIDASE CONJUGATES AND USE THEREOF for which we have filed an application for Letters Patent in the United States, Application Number 09/370,084, filed on August 6, 1999;

AND WHEREAS, Duke University (hereinafter "ASSIGNEE"), a North Carolina Corporation, with its principal place of business at Erwin Road, Durham, NC 27710, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 6th day of October 1999

Michael S. Hershfield, M.D.

STATE OF North Carolina ss.
COUNTY OF Durham J

Joyce D.

On October 6, 1966 before me, McWherter, personally appeared Michael S. Hershfield, M.D. personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

Joyce D. McEckerton
Notary Signature

My Commission Expires 12/21/2002

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IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 6th day of October 1999

Susan Kelly
Susan J. Kelly, Ph.D.

STATE OF North Carolina
COUNTY OF Durham ss.

Joyce D.

On October 6, 1999 before me, McWherter, personally appeared Susan J. Kelly, Ph.D. personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that she executed the same in her authorized capacity(ies), and that by her signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

Joyce D. McWherter
Notary Signature

My Commission Expires 12/21/2002

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ASSIGNMENT

WHEREAS, We, L. David Williams, Ph.D., a United States citizen, residing at 37709 Arlene Court, Fremont, CA 94536; Mark G.P. Saifer, Ph.D., a United States citizen, residing at 1114 Royal Lane, San Carlos, CA 94070; Merry R. Sherman, Ph.D., a United States citizen, residing at 1114 Royal Lane, San Carlos, CA 94070 have invented certain new and useful improvements in a PEG-URATE OXIDASE CONJUGATES AND USE THEREOF for which we have filed an application for Letters Patent in the United States, Application Number 09/370,084, filed on August 6, 1999;

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MRS
9/29/

AND WHEREAS, Mountain View Pharmaceuticals, Inc. (hereinafter "ASSIGNEE"), a California Corporation, with its principal place of business at 3475-S Edison Way, Menlo Park, CA 94025, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 29th day of September 1999

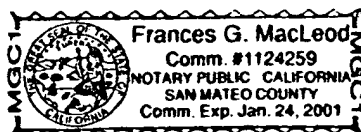
L. David Williams
L. David Williams, Ph.D.

STATE OF Calif.
COUNTY OF San Mateo

On Sept 29, 1999 before me, FRANCIS G. MacLeod personally appeared L. David Williams, Ph.D. personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Francis G. MacLeod
Notary Signature

Application No.: 09/370,084
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Page 2

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 29th day of September 1999

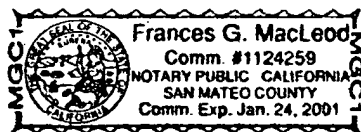
Mark G. Saifer
Mark G.P. Saifer, Ph.D.

STATE OF Calif.
COUNTY OF San Mateo] ss.

On Sept. 29, 1999 before me, FRANCIS G. MacLeod personally appeared Mark G.P. Saifer, Ph.D. personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Frances G. MacLeod
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 29th day of September 1999.

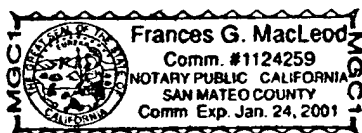
Merry R. Sherman
Merry R. Sherman, Ph.D.

STATE OF Calif.
COUNTY OF San Mateo] ss.

On Sept. 29, 1999 before me, FRANCIS G. MacLeod personally appeared Merry R. Sherman, Ph.D. personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that she executed the same in her authorized capacity(ies), and that by her signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Frances G. MacLeod
Notary Signature